

Panaji, 11th January, 1979 (Pausa 21, 1900)

SERIES I No. 41

OFFICIAL GAZETTE



GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Public Health Department

Notification

1/278/75/POL/10/PHD

In exercise of the powers conferred by Sub-Clause (v) of Clause (j) of Section 2 of the Water (Prevention and Control of Pollution) Act, 1974 (Central Act 6 of 1974), the Administrator of Goa, Daman and Diu is hereby pleased to specify that the sea under his jurisdiction upto a distance of 5 kilometers from the shore line of the Union territory of Goa, Daman and Diu as 'Stream' for the purposes of the said Act.

By order and in the name of the Administrator of Goa, Daman and Diu.

G. M. Sardesai, Under Secretary (Health).

Panaji, 5th January, 1979.

Law Department (Legal Advice)

Notification

LD/2726/78

The following Order issued by the Ministry of Commerce, Civil Supplies and Cooperation (Department of Civil Supplies and Cooperation) on 26-6-78 is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 8th December, 1978.

GOVERNMENT OF INDIA
MINISTRY OF COMMERCE, CIVIL SUPPLIES &
COOPERATION

(Department of Civil Supplies & Cooperation)

New Delhi, the 26th June, 1978

Order

S. O. 409(E). — In exercise of the powers conferred by section 3 of the Essential Commodities Act,

1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Pulses, Edible Oilseeds and Edible Oils (Storage Control) Order, 1977, namely: —

1.(1) This Order may be called the Pulses, Edible Oilseeds and Edible Oils (Storage Control) Second Amendment Order, 1978.

(2) It shall come into force at once.

2. In the Pulses, Edible Oilseeds and Edible Oils (Storage Control) Order, 1977, in clause 4, in sub-clause (1), in the fourth proviso for the words "shall be deemed", the words "shall not, during the period when such quantity is in transit, be deemed" shall be substituted.

Sd/-

(T. BALAKRISHNAN)

Joint Secretary to the Govt. of India

[File No. 26(16)/77-ECR]

Notification

LD/2859/78

The following Notification received from the Government of India, Ministry of Labour, New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 16th December, 1978.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF LABOUR

(SHRAM MANTRALAYA)

Dated, New Delhi, the 23rd November, 78

Notification

S. O. — In exercise of the powers conferred by Explanation to paragraph 30, and by paragraph 39, of the Employees' Provident Funds Scheme, 1952 and in partial modification of the notification of the Government of India in the late Department of Social Security No. S. O. 3449 dated the 18th September,

1964 published in Gazette of India dated the 26th September, 1964 the Central Government, after consulting the Central Board of Trustees, Employees Provident Fund, and having regard to the resources of the Employees Provident Fund hereby directs that at the end of the first paragraph of the said notification the following words shall be inserted, namely:—

“subject to a minimum sum of rupees five per month per establishment.”

2. This notification shall come into force with effect from the 1st day of December, 1978.

[No. S-70012/11/78-PF II]

Sd/-

(HANS RAJ CHHABRA)
Deputy Secretary.

Notification

LD/14/78

The following Notification received from the Government of India, Ministry of Shipping and Transport, New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 6th January, 1979.

GOVERNMENT OF INDIA

MINISTRY OF SHIPPING AND TRANSPORT

(Transport Wing)

New Delhi, dated 8-11-78

Notification

S. O.—In exercise of the powers conferred by the explanation to section 128 of the Motor Vehicles Act, 1939 (4 of 1939), the Central Government hereby makes the following amendment in the notification of the Government of India in the Ministry of Shipping and Transport (Transport Wing) No. S. O. 1450, dated the 3rd May, 1978, published in the Gazette of India, Part II-Section 3-Sub-section (ii), dated the 20th May, 1978, at page 1406, namely:—

In the said notification, after Device III, the following shall be inserted, namely:—

“Device IV—The breath analyser shall comprise the following, namely:—

An evidential digital instrument when oxidated with the breath containing alcohol an electric signal which is amplified and displayed as blood alcohol concentration.”

Sd/-

(C. B. BUDGUJAR)

Deputy Secretary to the Govt. of India.

[File No. TGM(29)/76]

Notification

LD/2903/4/78

The following Notifications received from the Government of India, Ministry of Labour, New Delhi are hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 22nd December, 1978.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF LABOUR

(SHRAM MANTRALAYA)

Dated New Delhi, the 16th November, 1978

Notification

G. S. R.—In exercise of the powers conferred by section 5 read with sub-section (1) of section 7 of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (19 of 1952), the Central Government hereby makes the following Scheme further to amend the Employees' Provident Funds Scheme, 1952, namely:—

1. (1) This scheme may be called the Employees' Provident Fund (Third Amendment) Scheme, 1978.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Employees' Provident Funds Scheme, 1952:—

(i) in paragraph 22, in sub-paragraph (I), for the words “Central Government” the words “Central Board” shall be substituted;

(ii) in paragraph 68 H; in sub-paragraph (I), after the words “without any compensation” the words “or if an employee does not receive his wages for a continuous period of two months or more” shall be inserted;

(iii) in paragraph 68K

(a) for the heading “Advance from the Fund for daughter's marriage or post matriculation education of children” the heading “Advance from the Fund for marriages or post matriculation education of children” shall be substituted,

(b) for sub-paragraph (1), the following sub-paragraph shall be substituted, namely:

“(1) The Commissioner may, on an application from a member authorise payment of a non-refundable advance from her Provident Fund Account not exceeding fifty percent of his/her own total contribution including interest thereon standing to her credit on the date of such authorisation for his/her daughter's marriage, his/her marriage, the marriage of his/her dependent sister/brother or for the post matriculation education of his/her son or daughter.”

(iv) in paragraph 69 —

(a) in clause (iv) of sub-paragraph (1a) after the words "or leprosy", the words "or cancer" shall be inserted;

(v) for sub-paragraph (5) of paragraph 72, the following sub-paragraph shall be substituted, namely: —

"(5) Every employer shall at the time when a member of the Fund leaves the service, except when it is necessitated due to his death, be required to get the claim application for refund of the Provident Fund amount in Form 19 or 19A, as the case may be, filled up by the member and submit the same duly attested to the Commissioner, alongwith the other monthly returns required to be submitted by him. Any person who has not filled up the Form 19 or 19A at the time of his leaving service and desires to claim payment under this paragraph shall send a written application for the purpose to the Commissioner through the employer. If such person is unable to sent the application through the employer for any reason whatsoever, he may submit it to the Commissioner and the Commissioner may forward such application to the employer. The employer shall forward or, as the case may be, return to the Commissioner every application received by him under this paragraph within fifteen days of the receipt of the application by him. The Commissioner may at the option of the person to whom payment is to be made, make the payment — (i) by postal money order at the cost of payee, or (ii) by crossed cheque sent through post, or (iii) by deposit in the payee's postal savings bank account, if any or (iv) through the employer:

Provided that where the provident fund money is remitted by postal money order, the balance, if any, remaining after such remittance shall be credited to the Forfeiture Account and in the case of a claim for the said balance the amount shall be paid by debiting the Forfeiture Accounts".

(vi) for Form 5A, the following Form shall be substituted, namely: —

"FORM No. 5A"

(For Unexempted Establishments only)

The Employees' Provident Funds Scheme, 1952.
(See paragraph 36-A)

The Employees' Family Pension Scheme, 1971.
(See paragraph 16)

Pa

AND

The Employees' Deposit-linked Insurance Scheme, 1976.
(See paragraph 1)

1 of ownership to be sent to the Regional Commissioner

2 Name of the establishment ...

Code Number of the establishment under the Employees Provident Funds and Miscellaneous Provisions Act, 1952. ...

3. Postal address of the establishment and its branches/ departments, if any ...

4. Industry or business in which engaged ...

5. Date of first commencement of production/business (Trial/regular) ...

6. Date of closure by the previous management ...

7. Whether run by the owners or lessees (if by lessees, period of the lease should be indicated.) ...

8. Particulars of owners ...

Name	Age	Status*	Father's name	Residential address	Date from which in position
(a)	(b)	(c)	(d)	(e)	(f)

(i)
(ii)
(iii)

* Whether proprietor, Partner, g. Partner, G. Director, Director, etc.

9. If on lease, particulars of lessees.

Name	Age	Father's name	Residential address	Date from which in position
(a)	(b)	(c)	(d)	(e)

(i)
(ii)
(iii)

10. If registered under the Factories Act, particulars of the Manager/occupier.

Name	Age	Father's name	Residential address	Date from which in position
(a)	(b)	(c)	(d)	(e)

A. Occupier.

B. Manager.

11. Particulars of the persons mentioned above, who are in charge of, and responsible for, the conduct of, the business of the establishment.

Name	Age	Father's name	Residential address
(a)	(b)	(c)	(d)

(i)
(ii)
(iii)

Signature of the employer
Designation/
Seal of the establishment

Dated ... 197...

Note: Any change in the information given above should be intimated, in writing, to the Regional Commissioner within fifteen days of such change by registered post and in the prescribed manner".

[No. S-70012(2)/78-PF. II]

Sd/-

(S. S. SAHASRANAMAN)

Deputy Secretary

New Delhi, dated the 29th November, 1978

Notification

S.O. — In exercise of the powers conferred by sub-section (2) of section 26 of the Minimum Wages

Act, 1948 (11 of 1948) the Central Government hereby directs that for a period of 5 years from the date of publication of this notification in the Official Gazette the provisions of section 13 and 14 of the said Act relating to hours of work and overtime shall not apply to the daily rated casual labour employed departmentally by the Railways on the construction or maintenance of permanent way of the Railways subject to the condition that the

exempted employees are governed by the provisions of the Railway Servants (Hours of Employment) Rules, 1961.

Sd/-

ASHOK NARAYAN

Deputy Secretary

[No. S. 32014(8)/78-WC(MW)]